



21/Petition
under 1.181

PATENT
ATTY. DKT NO. 11285/P58317US2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

Jim APPINO et al.

Serial No.: 08/865,044

Art Unit: 1615

Filed: May 29, 1997

Examiner: R. Bawa

Title: DEVICE FOR DISPENSING A THERAPEUTIC OR COSMETIC SUBSTANCE,
THE INERT VEHICLE OF WHICH IS A VOLATILE POLYDIORGANOSILOXANE,
AND COMPOSITION INTENDED TO BE USED IN THE DEVICE

**PETITION UNDER 37 CFR §1.181
TO WITHDRAW HOLDING OF ABANDONMENT**

Assistant Commissioner of Patents
Washington, D.C. 20231

Sir:

Applicants respectfully request that the holding of abandonment be withdrawn
since there was no abandonment in fact.

A Notice of Abandonment was mailed December 21, 1999; informing that the
above application was abandoned for failure to respond to an Office action. However,
a response to the action was filed in a timely manner, as evidenced by the attached
copy of the receipt card for the response, date-stamped by the USPTO. For the
convenience of the Office, copies of the response papers filed are, also, attached,
hereto.

Therefore, Applicants respectfully request withdrawal of the improper holding of abandonment and notification thereof. Applicants understand that no fee is necessary for this petition. MPEP 711.03(c).

Respectfully submitted,

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Atty. Docket No.: 11285/P58317US2
Date: December 30, 1999

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